# GOVERNMENT OF INDIA
# LAW , JUSTICE AND COMPANY AFFAIRS
# LOK SABHA

UNSTARRED QUESTION NO:623
ANSWERED ON:18.07.2002
SUPREME COURT S VIEW ABOVE TAKEN MONEY
RAGHUNATH JHA

**Will the Minister of LAW , JUSTICE AND COMPANY AFFAIRS be pleased to state:**

(a) whether the Supreme Court has held that mere taking of money does not lead to the fact that he is corrupt till it is proved or till there is no other evidence to the effect etc.;

(b) if so, the details thereof; and

(c) the action taken to amend the necessary laws in this behalf?

## Answer

MINISTER OF LAW AND JUSTICE( SHRI K.JANA KRISHNAMURTHI )

(a)&(b): The Hon`ble Supreme Court in case of Subhash Parbat Sonvane Vs. State of Gujarat reported in 2002(4) SCALE 40 has held that unless there is evidence on record that accused `obtained` for himself or any other person any valuable thing or pecuniary advantage by either corrupt or illegal means or by abusing his position as public servant or he obtained for any person any valuable thing or pecuniary advantage without any public interest.

( c ): At present no action is being contemplated by the Government to amend the necessary provisions of law in the light of the above mentioned judgment of the Supreme Court. The Supreme Court has not laid down any new proposition of law but has merely reiterated the legal position already settled by it in its earlier judgements referred to in the aforesaid recent decision.